



Atty. Dkt. No. 02-18-0497

AF / 1615  
RECEIVED  
OCT 15 2003  
TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jain et al.  
Title: Controlled Release Nanoparticulate  
Compositions  
Appl. No.: 09/337,675  
Filing Date: 06/22/1999  
Examiner: Pulliam, A.  
Art Unit: 1615

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals from the decision of the final rejection dated April 9, 2003, and the Advisory Action dated August 19, 2003, of the Examiner finally rejecting Claims 1-22 and 25-54.

☐ Applicant claims small entity status.

☒ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

☒ Notice of Appeal Fee

☒ To be paid as detailed below

☐ Not required (Fee paid in prior appeal)

10/10/2003 SSITHIB1 00000030 09337675

01 FC:1401  
02 FC:1253

330.00 OP-  
840.00 OP-

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$330.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$950.00
<input checked="" type="checkbox"/>	Extension Already Obtained for first month:	\$110.00
	FEE TOTAL:	\$1170.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1170.00

- ☐ Please charge Deposit Account No. 19-0741 in the amount of \$1170.00 . A duplicate copy of this transmittal is enclosed.
- ☒ A check in the amount of \$1170.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date Oct 9, 2003

Michele M. Simkin

FOLEY & LARDNER

Customer Number: 22428

Telephone: (202) 672-5538

Facsimile: (202) 672-5399

Michele M. Simkin

Attorney for Applicants

Registration No. 34,717